

FRIDAY, MAY 3, 1895.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reynolds, Thompson, Wadsworth, Weeks, Whidden and Williamson—26.

A quorum present.

Prayer by the Chaplain.

On motion, the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Mr. Hicks was excused until Monday.

Introduction of Resolutions.

Mr. Blitch of 21st offered the following resolution:

Senate Resolution No. 40:

Resolved by the Senate, That on Monday, the 6th inst., at 3 o'clock, P. M., a night session shall be held, and each night thereafter, beginning at same hour;

Resolved, further, that as each senator's name is called on the roll he shall be entitled to call up out of the regular order on second or third reading any bill he may desire.

Mr. Blitch of 21st moved that the rules be waived and the resolution be now considered;

Which was agreed to by a two-thirds vote.

Mr. Blitch of 21st moved the adoption of the resolution;

Which was agreed to.

Mr. Reeves offered the following resolution:

Senate Resolution No. 41:

Be it Resolved, That the Committee on Engrossed Bills be and is hereby authorized to employ such clerical aid as may be necessary to keep up with the work that may come before it.

Introduction of Bills.

By Mr. Palmer of 11th:

Senate Joint Resolution No. 272:

Proposing an amendment to section 33 of article 5 of the Constitution of the State of Florida, fixing the number of

grand and petit juries and permitting two-thirds of any jury to make a finding for such jury.

Was read the first time in full,

And was referred to Committee on Constitutional Amendments.

By Mr. Phipps:

Senate Joint Resolution No. 273:

A resolution relating to the reclamation and drainage of the swamp and overflowed lands of the State.

Mr. Phipps moved that the rules be waived, and Senate Bill No. 273 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 273 was read first time by its title and referred to the Committee on Public Lands.

By Mr. Darby:

Senate Bill No. 274:

A bill to be entitled an act to define and declare what shall be deemed nuisances injurious to health, and to provide for the removal thereof, and punishment thereof.

Mr. Darby moved that the rules be waived and Senate Bill No. 274 be read the first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 274 was read first time by its title and referred to the Committee on Public Health.

By Mr. Blich of 21st:

Senate Bill No. 275:

A bill to be entitled an act in relation to carrying concealed weapons, and to provide punishment therefor, and to provide for disposition of such weapon when in possession of officer.

Mr. Blich of 21st moved that the rules be waived, and Senate Bill No. 275 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 275 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Palmer of 14th:

Senate Bill No. 276:

A bill to be entitled an act to increase the criminal jurisdiction of the justices of the peace in counties where there are no criminal courts of record or county courts.

Mr. Palmer of 14th moved that the rules be waived and Senate Bill No. 276 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 276 was read first time by its title and referred to the Committee on Judiciary.

Consideration of Resolutions.

The following resolution:

Senate Resolution No. 41:

Be it resolved, That the Committee on Engrossed Bills be, and is hereby, authorized to employ such clerical aid as may be necessary to keep up with the work that may come before it,

Was taken up and read a second time.

Mr. Reeves moved the adoption of the resolution;

Which was agreed to.

Reports of Committees.

Mr. Hartridge, Chairman of Judiciary Committee, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 3, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 271:

A bill to be entitled an act to prescribe the method of procedure for the forfeiture and collection of bail bonds, given for the appearance of persons charged with criminal offences, before the courts of this State, when the conditions of such bonds are broken.

Beg leave to report that they have carefully examined the same, and report favorably, and recommend that the same do pass.

Very respectfully,

JOHN E. HARTRIDGE,

Chairman Committee on Judiciary.

And the bill contained in the above report was placed on the calendar of bills on second reading.

Mr. Wadsworth, Chairman of the Committee on Corporations, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 3, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Corporations, to whom was referred—

Senate Bill No. 255:

A bill to be entitled an act confirming the rights, powers and franchises of the Tropical Development and Navigation Company of Florida, and granting aid thereto.

Beg leave to report that they have carefully examined the same, and recommend its passage.

Very respectfully,

B. D. WADSWORTH,
Chairman Committee on Corporations.

And the bill contained in the above report was placed on the calendar of bills on second reading.

Mr. Whidden, Chairman of the Committee on State Affairs, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 3, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on State Affairs, to whom was referred—

Senate bill No. 246:

An act to amend section 274 of the Revised Statutes in relation to the blind, deaf and dumb.

Beg leave to report that they have carefully examined the same, and report favorably, and recommend that it do pass.

Very respectfully,

J. W. WHIDDEN,
Chairman Committee on State Affairs.

And the bill contained in the above report was placed on the calendar of bills on second reading.

Also the following:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 3, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on State Affairs, to whom was referred—

Senate Bill No. 262:

A bill to be entitled an act authorizing and empowering the State Treasurer to receive from the commissioners appointed under chapter 3930, Laws of 1889, to examine and settle claims against the State of Florida for services rendered during the last Seminole Indian war, all warrants and papers relative to the subject matter of said act, and to receipt to

said commissioners therefor, and to hold the same subject to future legislation, or to deliver the same to owners thereof.

Beg leave to report that they have carefully examined the same and recommend that it do pass.

Very respectfully,

J. W. WHIDDEN,
Chairman Committee on State Affairs.

And the bill contained in the above report was placed on the calendar of bills on second reading.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 3, 1895. }

HON. F. T. MYERS,

President of the Senate :

SIR—Your Committee on State Affairs, to whom was referred—

Senate Bill No. 221 :

A bill to be entitled an act to provide for the care of injured members of Florida State Firemen's Association, and to provide for burial of deceased members.

Beg leave to report that they have carefully examined the same, and report the same back without recommendation.

Very respectfully,

J. W. WHIDDEN,
Chairman Committee on State Affairs.

And the bill contained in the above report was placed on the calendar of bills on second reading.

Consideration of Bills on Second Reading.

Mr. Palmer of 11th moved that the rules be waived, and that Senate Bill No. 271 be taken up out of its regular order and put upon its second reading;

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 271:

A bill to be entitled an act to prescribe the method of procedure for the forfeiture of collection of bail bonds given for appearance of persons charged with criminal offences before the courts of this State, when conditions of such bonds are broken,

Was taken up out of its regular order and read a second time in full.

Mr. Adams moved that Senate Bill No. 271 lay on the table subject to call, and that 200 copies be printed;

Which was agreed to.

Mr. Weeks moved that the rules be waived, and that Senate Bill No. 246:

A bill to be entitled an act to amend section 274 of the Revised Statutes, relative to the blind, deaf and dumb, Be taken out of its regular order and considered ;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 246 was taken up out of its regular order and read the second time in full.

Mr. Palmer of 14th offered the following amendment to Senate Bill No. 246:

Add at the end of section 1, "Provided, The parents, guardians or next friend is not, in the judgment of the county commissioners, able to pay for such transportation to and from said asylum."

Mr. Palmer of the 14th moved the adoption of the amendment.

Mr. Palmer of the 14th offered the following substitute to the amendment:

Add at the end of section 1 "Provided, The parents or guardians is not, in the judgment of the county commissioners, able to pay for said annual transportation to and from said asylum."

Mr. Palmer of 14th moved the adoption of the substitute; Which was agreed to.

And Senate Bill No. 246 as amended was ordered engrossed for a third reading.

A message was received from the House of Representatives.

Mr. Blitch moved that the rules be waived, and that the Senate take up messages from the House of Representatives;

Which was agreed to by a two-thirds vote.

The following message from the House of Representatives was taken up and read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 2, 1895. }

HON. F. T. MYERS,

President of the Senate :

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 264:

A bill to be entitled an act to direct the comptroller to

prepare suitable forms for auditing accounts in criminal cases in the various counties in the State of Florida.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 264, contained in above message, was referred to the Committee on Engrossed Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 2, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

House Concurrent Resolution No. 73:

Relating to the appointment of a joint committee to visit and examine the State normal school at DeFuniak Springs in Florida.

And have appointed Messrs. Ellis of Santa Rosa and Clarke of Jefferson such committee on part of the House.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And the resolution contained in the above message went over until tomorrow.

Mr. Reynolds moved that the rules be waived and that Senate Bill No. 71:

A bill to be entitled an act to provide for the division of counties into convenient sub-school districts,

Which had been previously been read a second time, be taken up and considered;

Which was agreed to.

Mr. Reeves offered the following amendment:

In line 3, section 3, immediately after the word "sub-district" add the following "which boundary shall include but one public school."

Mr. Reeves moved the adoption of the amendment;

Mr. Chipley offered the following amendment to the amendment:

Add to the amendment of Mr. Reeves, "except in incorporated towns."

Mr. Chipley moved the adoption of the amendment to the amendment;

Which was agreed to.

The question then recurring upon the original amendment as amended,

It was agreed to.

Mr. Palmer of 14th offered the following amendment:

In line 1, section 1, insert after the word "held," the following words, "in any city or town, community, section, or division of any county."

Mr. Palmer of 14th moved the adoption of the amendment;

Which was agreed to.

Mr. Thompson offered the following amendment:

In line 3, section 1, strike out the word "any" and insert the word "such."

Mr. Thompson moved the adoption of the amendment;

Which was agreed to.

Mr. Blitch of 20th offered the following amendment:

In line 19, section 1, after word "weeks" insert "Provided, such publication shall be paid for by the sub-school districts respectively."

Mr. Blitch of 20th moved the adoption of the amendment;

Which was agreed to.

Mr. Thompson offered the following amendment:

In line 4, section 1, strike out all after the word "therein" to the word "to" in line 5.

Mr. Thompson moved the adoption of the amendment;

Which was agreed to.

And Senate Bill No. 71, as amended, was ordered engrossed for a third reading.

Bills on Third Reading.

Mr. Palmer of 11th moved that the rules be waived and the Senate proceed to the consideration of bills on third reading;

Which was agreed to by a two-thirds vote.

Mr. Marks moved that the rules be further waived, and that Senate Bill No. 163 be taken from the table and be considered;

Which was not agreed to.

Senate Memorial No. 107:

To Congress relative to securing pensions for Ex-Confederate soldiers by the United States government, or a relief of the states that composed the Confederate States of America from the tax imposed on them for pensions to Federal soldiers of the civil war, that they may the better provide for Confederate soldiers in their old age,

Was taken up and read a third time and put upon its passage.

By unanimous consent the Secretary was directed to make minor corrections in the engrossed bill.

Upon call of the roll, the vote was :

Yeas—Messrs. Bailey, Genovar, Palmer of 14th—3.

Nays—Mr. President, Messrs. Adams, Blitch of 20th, Blitch of 21st, Chipley, Darby, Dougherty, Fleming, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Peacock, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Wadsworth and Whidden—23.

So the memorial failed to pass.

House Bill No. 52 :

A bill to be entitled an act relating to the issuing and serving of summonses ad respondendum and subpoenas, and other processes in civil cases.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll, the vote was :

Yeas—Messrs. Bailey, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson and Wadsworth—24.

Nays—Mr. Adams—1.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

Mr. Blitch of 20th was excused from voting.

House Bill No. 50 :

A bill to be entitled an act to require promises-to-pay debts barred by the statute of limitations to be in writing,

Was taken up and read a third time in full and put upon its passage.

Upon call of the roll, the vote was :

Yeas—Messrs. Bailey, Broome, Darby, Fleming, Hartridge, McLin, Phipps, Reeves, Thompson and Weeks—10.

Nays—Mr. President, Messrs. Adams, Blitch of 20th, Blitch of 21st, Chipley, Dougherty, Genovar, Morrow, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Reynolds, Thomas and Wadsworth—15.

So the bill failed to pass.

Mr. Palmer of the 11th gave notice that he would on tomorrow move a reconsideration of the vote by which House Bill No. 52 failed to pass.

Mr. Hartridge gave notice that he would on tomorrow

move a reconsideration of the vote by which Senate Bill No. 53 passed the Senate this morning.

Mr. Weeks moved that the Senate do now adjourn;

Which was agreed to.

Thereupon the Senate stood adjourned until 3:30 o'clock this afternoon.

AFTERNOON SESSION.

3:30 O'CLOCK P. M.

The Senate convened pursuant to adjournment.

The President in the chair.

The roll being called, the following members answered to their names:

Mr. President, Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Peacock, Phipps, Reeves, Reynolds, Thompson, Wadsworth and Williamson—25.

A quorum present.

By permission—

Mr. Chipley, chairman of the special committee to visit the State insane asylum at Chattahoochee, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 3, 1895. }

HON. F. T. MYERS,

President of the Senate :

Your joint committee appointed to visit and examine into the condition, the books and records of the insane asylum at Chattahoochee, beg leave to report that they have performed the duty intrusted to them, making a thorough investigation of the grounds, buildings and appurtenances thereunto belonging.

Your committee unhesitatingly say that they found the surroundings very attractive indeed, and the entire establishment in the most perfect order. We were especially struck with the mode of governing this establishment, that of kindness entirely, all of which speak volumes for the humane and conscientious superintendent in charge.

Your committee heard with amazement that until the past year the asylum was without sewerage, and without necessary conveniences within the building. For the thorough and economical manner in which these necessities have been sup-

plied, and the improved health resulting therefrom, the superintendent deserves commendation. The construction of a laundry during the last year (although not a steam one) has proved a much-needed and very necessary adjunct to the institution, the work being done by the voluntary labor of the inmates, who, like the farm and garden laborers, find pleasure in the diversion which this occupation affords them.

The medical department of this institution is under the management of Dr. Louis Blocker, a most skillful physician, thoroughly in love with his work, and deserves especial commendation. Your committee found every box and bottle in the dispensary alphabetically arranged, and the entire room neatness itself.

We found that the physician keeps a complete set of books, and that the record in each patient's case is most thorough and complete. To our utter surprise and pleasure, among the 325 patients and employes, we found only three cases of sickness, and those old and chronic cases; this speaks volumes within itself. This part of the institution is in such condition that another physician could take charge within one day's notice to the present incumbent. In the opinion of your committee, the physician should be compelled by law to make an autopsy of a patient after death, especially an autopsy of the brain. This, Dr. Blocker informs us, he would gladly do, but for want of law on the subject.

An investigation of the records show that the fullest information is sought. One defect is the failure on the part of sheriffs to secure and deliver to the asylum officials much needed information; this should be corrected by legislation. The books of the asylum are in the hands of a most competent and courteous book-keeper, and in most perfect order and neatly kept; but the disbursements are now practically made at the Capitol, and the books show only the maintenance of lunatics. All accounts should be audited by the officers of the asylum, and the exact distribution of accounts be shown in their annual report thereof.

Your committee found seventy-five acres planted in corn, about fifteen acres in Irish potatoes, beans, peas, water-melons, cabbages and other vegetables, all being willingly worked by the inmates, besides about 125 head of beautiful and fat hogs. There will be killed at the institution this winter, not less than 25,000 pounds of pork. The raising of this pork, corn and vegetables on the grounds for the purpose of sustaining the inmates, is of course an enormous saving to tax payers, otherwise this expense would come out of the State treasury.

Reaching the report on the buildings and enclosures, we would state, that the exterior of the buildings present an attractive appearance. The buildings are scrupulously clean and neat on the inside. The bedding is ample and neat; the clothing of the patients is new made, and they present a clean appearance.

Your committee would commend without qualification correct and intelligent management of Superintendent J. W. Trammell, and the faithful and efficient services of both officers. We believe that these officers are doing everything possible with the means at their disposal; but they are compelled to add that the institution, as it now stands, is a reproach to Florida.

The remedies which should address themselves to the intelligence and humanity of the Legislature of Florida are in part as follows: Necessary legislation on lunacy, especially as regards the method of committing patients to the asylum.

Relief to the crowded condition of buildings, with a special view to the proper grading and classification of the inmates, who are without any classification whatever except as regards color and sex.

Proper heating, which is now done by stoves, which are not only ineffectual, but alarmingly dangerous. Proper day rooms, to which the inmates may resort when they are driven by stress of weather from the yards outside. Proper dining rooms in the various buildings. Proper kitchen arrangements for cooking, which is now done in a building which is rendered disagreeable, to say the least, by fumes of the food and heat of the ranges.

The demand for such relief as will classify the unfortunate patients and not compel the convalescent to spend every hour when not in their sleeping rooms, in company with idiots and hopeless cases is imperative. How can it be hoped that any inmate can recover when forced not only to be with these unclassified lunatics between meals, but also to eat with them from tin plates and cups, because among those at the table are those who would destroy crockery, should the same be used? To relieve this existing state of affairs an appropriation of twenty thousand (\$20,000) dollars is imperatively demanded by every humane consideration.

It has been called to the attention of your committee that a large number of lunatics are being maintained at the expense of the State, outside of this institution; this we think inadvisable as they do not receive proper care and medical attention. Your committee would also recommend that such legislation be enacted that no lunatic should be committed

unless by a county judge and jury, and upon the testimony of two creditable witnesses, one of which shall be a physician.

Your committee finds in this institution only one pay patient believing that the law is being violated in regard to relatives who are able to take care of patients, we have prepared, that it may be turned over to the proper authority for thorough investigation, a complete list of all the inmates showing their color, sex, place from whence they came, and date of their arrival at the asylum.

We have also prepared a complete list of all the officers of the institution, with their salaries opposite their names. In accordance with a resolution passed by the House, we have carefully prepared a report showing the duties of every officer and attache of the asylum.

Respectfully submitted,

W. D. CHIPLEY,
Committee from the Senate.
F. T. CHRISTIE,
D. A. SMITH,
Committee from the House.

The report was ordered spread on the Journal without being read.

By permission—

Mr. McLeran, Chairman of the Joint Committee to visit the Florida Normal College and Business Institute located at White Springs, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA , May 3, 1895. }

HON. F. T. MYERS,

President of the Senate :

SIR—Your special joint committee appointed to visit the Florida normal college and business institute located at White Springs, Fla., beg leave to submit the following report:

We visited this institution and find that at present no school is being taught, it having closed about six or eight months ago.

The legislature of 1889 appropriated five thousand dollars (\$5,000) toward the building, which was constructed of brick and is now in good condition.

The institution is also supplied with the necessary furniture and apparatus for running the school.

As a remuneration the school was to furnish one free scholarship from each senatorial district, which contract was carried out while the school was in operation.

At present the prospects for a re-opening of the school at at early day are not favorable.

The board of trustees of the institution submitted a proposition to the committee, offering to turn over the property to the State for a nominal sum, but if this was accepted it would necessitate still farther expenditures in order to keep the school running, which would not, in our judgment, be wise, as we do not think it advisable to open any other State institution at present.

Neither does your committee feel justified in recommending any further appropriation, as the State has no claims farther than the free scholarship.

Respectfully submitted.

A. W. McLERAN,

On part of the Senate.

J. T. WILLS,

W. B. HIGH,

On part of House of Representatives.

The report was ordered spread on the Journal.

Mr. Hartridge withdrew his notice given this morning that he would move a reconsideration of the vote by which House Bill No. 52 passed the Senate this morning.

Mr. Adams moved that the chairman of the committee on engrossed bills be requested to report Senate Bill No. 199 to the Senate tomorrow morning if possible and that consideration of Senate Bill 199 be made the special order for 9:45 A. M. tomorrow morning;

Which was agreed to.

House Bill No. 43:

A bill to be entitled an act to amend sections 2846 and 2848 of the Revised Statutes of the State of Florida, relating to executive officers of justices of the peace and county judge's courts,

Was taken up and read the third time in full, and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blich of 20th, Blich of 21st, Chipley, Daniel, Darby, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Peacock, Phipps, Reeves, Reynolds, Thompson, Wadsworth and Williamson—22.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 83:

A bill to be entitled an act authorizing the Comptroller to

pay upon presentation any of the remaining fifteen hundred dollars of bonds issued by the Constitutional Convention of 1868,

Was taken up and read the third time in full and put upon its passage?

Mr. Weeks moved that the bill be temporarily passed and remain on its third reading, and that a committee of three be appointed to investigate the subject matter of this bill and to secure a copy of one of the above bonds;

Which was not agreed to.

Upon call of roll, upon passage of the bill, the vote was:

Yeas—Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Chipley, Daniel, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Peacock, Phipps, Reeves, Reynolds, Thompson and Williamson—20.

Nays—Mr. Weeks—1.

So the bill passed, title as stated.

And was ordered certified to the House of Representatives.
House Bill No. 53:

A bill to be entitled an act to regulate the practice on demurrers to evidence,

Was taken up and read the third time in full, and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Blitch of 21st, Broome, Chipley, Daniel, Darby, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Peacock, Phipps, Reeves, Reynolds, Thomas, Thompson and Weeks—22.

Nays—Messrs. Adams and Blitch of 20 h—2.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 27:

A bill to be entitled an act to repeal chapter 4222, Laws of Florida, being an act to organize and establish a county court in and for the county of Suwannee, to provide for the compensation of the judge of said court and to provide for the appointment of a prosecuting attorney for said court and to fix his compensation. Approved June 1, 1893,

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th,

Peacock, Phipps, Reeves, Reynolds, Thomas, Thompson and Weeks—23.

Nays—None.

So the bill passed. title as stated.

And House Bill No. 27 was ordered certified to the House of Representatives.

Mr. Chipley sent the following to the Secretary's desk, and moved that the same be read and spread upon the Journal:

ALBANY, N. Y., May 2.—The State Senate to-day adopted by an unanimous vote the following:

"Whereas, The Cubans are engaged in a struggle to throw off the yoke of Spain and establish their national independence; and

"Whereas, It is feared that Spanish soldiers may repeat the barbarous atrocities which characterized the war of 1868;

Resolved, by the Senate and Assembly of the State of New York, That we extend to the patriots of Cuba our sincere sympathy in their fight for liberty; and,

Resolved, That we respectfully but urgently request the President of the United States to take proper steps to insure to the citizens and soldiers of Cuba the rights of belligerents under the rules of modern warfare.

Mr. Thompson offered the following amendment to the motion of Mr. Chipley:

"And that the Senate of the State of Florida cordially endorses the action of the Senate of the State of New York."

Mr. Chipley accepted the amendment.

Upon adoption of the motion the yeas and nays were demanded.

Upon call of the roll, the vote was:

Yeas—Messrs. Bailey, Chipley, Daniel, Darby, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, Palmer of 11th, Phipps, Thomas and Thompson—14.

Nays—Mr. President, Messrs. Adams, Blich of 20th, Blich of 21st, Broome, Dougherty, McLin, Peacock, Reeves, Reynolds, Wadsworth and Weeks—12.

The motion of Mr. Chipley as amended was agreed to.

House Bill No. 91:

A bill to be entitled an act to incorporate the Live Oak Bank,

Was taken up and read the third time in full.

Mr. McLeran moved that House Bill No. 91 remain on calendar of bills on third reading subject to call;

Which was agreed to.

By permission—

Mr. Daniel introduced:

Senate Bill No. 277:

A bill to be entitled an act to protect owners of stallions, jacks and bulls.

Mr. Daniel moved that the rules be waived, and Senate Bill No. 277 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 277 was read first time by its title and referred to the Committee on Agriculture.

By permission—

Mr. Thomas introduced :

Senate Bill No. 278:

A bill to be entitled an act declaring the town of Island Grove in the county of Alachua to be a legally incorporated town.

Mr. Thomas moved that the rules be waived and Senate Bill No. 278 be read a first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 278 was read a first time by its title and referred to the Committee on City and County Organization.

Senate Bill No. 86:

A bill to be entitled an act relating to fire insurance policies, prescribing a rule of evidence and measure of damages in case of loss,

Was taken up and read the third time in full.

Mr. Darby moved that the bill lay on the table subject to call;

Which was agreed to.

Senate Bill No. 141:

A bill to be entitled an act for the relief of the estate of Angus Nicholson, deceased,

Was taken up and read a third time in full, and put upon its passage.

Upon call of roll, the vote was:

Yeas—Messrs. Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Peacock, Perrenot, Reeves, Reynolds, Thomas, Thompson, Thadsworth, Weeks and Whidden—24.

Nays—Mr. Palmer of 14th—1.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

Mr. McLeran called up House Bill No. 91, which had been read a third time, and lay on the table subject to call.

The bill was put upon its passage.

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Dougherty, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 14th, Peacock, Perrenot, Reeves, Reynolds, Thomas, Thompson, Wadsworth and Whidden—24.

Nays—Mr. President, Messrs. Darby and Weeks—3.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

A message was received from the House of Representatives.

Senate Bill No. 120:

A bill to be entitled an act to incorporate the Jacksonville and Tampa Bay Improved Railway company, and to grant certain lands to aid in its construction,

Was taken up and read a third time in full, and Mr. Weeks asked permission to amend Senate Bill No. 120 on its third reading as follows, add a new section, to be

Section 11. That the grant of lands made in section 6 of this act is made subject to the rights of all creditors and prior grantees of the Internal Improvement Fund, and to the trusts to which said fund is liable and subject by law, and the State of Florida shall not be liable in any manner for any deficit in the amount of lands granted by this act, should there not be a sufficient quantity of lands to supply the grants herein made;

Which was unanimously granted.

The bill was then put upon its passage.

Upon the call of roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Weeks and Whidden—25.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 48:

A bill to be entitled an act to incorporate the Florida Western Railroad Company and to grant certain lands to aid in construction of said railroad,

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Bailey, Blitch of

20th, Blitch of 21st, Chipley, Daniel, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Weeks, Whidden and Williamson—26.

Nays—Mr. Darby—1.

So the bill passed, title as stated.

And Senate Bill No. 48 was ordered certified to the House of Representatives.

Mr. Phipps moved that the Senate do now adjourn;

Which was agreed to.

Thereupon the Senate stood adjourned until 9:30 o'clock Saturday morning, May 4, 1895.

SATURDAY, MAY 4, 1895.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Marks, Morrow, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Wadsworth, Weeks, Whidden and Williamson—30.

A quorum present.

Prayer by the Chaplain.

On motion, the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Introduction of Bills.

By Mr. Phipps:

Senate Bill No. 279:

A bill to be entitled an act to protect the wild game of Lee county.

Mr. Phipps moved that the rules be waived, and Senate Bill No. 279 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 279 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Phipps:

Senate Bill No. 280: